

### WITHDRAWAL OF POWER SITES

#### BALLINGER EXPLAINS REVOCATION OF GARFIELD ORDER.

He Says It Withdrew From Entry More Than a Million Acres Not Needed to Conserve Power Sites and Was Merely a Tentative and Emergency Order.

WASHINGTON, Nov. 7.—Richard A. Ballinger, Secretary of the Interior, replied today to those critics who have endeavored to show that he was an enemy of the conservative policy inaugurated in the late Federal Administration. Mr. Ballinger has taken the ground heretofore that President Taft in his long review of the charges made by Special Agent Oliva of the Land Office involving Mr. Ballinger had exonerated the Secretary of the Interior in every way and no word from the Secretary was necessary in his own defense. But Mr. Taft's statement giving Mr. Ballinger a clean bill of health did not serve to stop the attacks on Mr. Ballinger. In magazine and newspaper they have been renewed in a way to give rise to a suspicion that a concerted plan was being carried out to discredit the late Administration with the supporters of Theodore Roosevelt through an endeavor to create the impression that Mr. Taft, judged by the alleged actions of his Secretary of the Interior, is not in sympathy with Mr. Roosevelt's efforts to preserve the natural resources of the country.

My cancellation of the Garfield withdrawal of a million and a half acres and the substitution thereof of a withdrawal order withholding from settlement location or entry 300,000 acres, as said, "was wholly protective, not conservative, of the conservation policy. It was the next logical step in the prosecution of the policy of conserving the water power on the Federal domain and one which Secretary Garfield must have taken had he remained in office. The first order was a blanket withdrawal issued to meet an emergency and without taking time to ascertain just where the power sites were located. Intelligent prosecution of the policy demanded that as soon as possible thereafter these sites be located and the lands not needed to protect them be restored to entry."

"That the Garfield withdrawal was a tentative and emergency order is evident from some of the facts connected with it," continued the Secretary. "For example, there were a number of instances where land thirty and thirty-five miles from the streams was withdrawn from settlement under that order. Again, portions of the streams were not withdrawn at all. Take the case of the Overlook river, in Oregon: forty miles of it was withdrawn entirely, but another thirty miles, where the stream is almost level and no water power could be developed, was included. Then again, many thousands of acres which had been patented—that is, had passed completely from the possession of the Government—were included. You must see therefore that it would be an unwarranted reflection on Secretary Garfield to assume that he would not have done precisely what I did, ascertaining as far as possible where the power sites were actually located, and issuing new order withdrawing them from settlement and restoring to entry all lands not needed for that purpose."

"Mr. Secretary, it is asserted that you first revoked the Garfield order about April 7, and did not issue your new order until May 4, and that opportunity was thus afforded to those who would secure possession of the water sites to do so in the interim. Is that correct?"

"That is only partly correct. The withdrawal of more than a million acres and the substitution thereof of a withdrawal order withholding from settlement location or entry 300,000 acres, as said, "was wholly protective, not conservative, of the conservation policy. It was the next logical step in the prosecution of the policy of conserving the water power on the Federal domain and one which Secretary Garfield must have taken had he remained in office. The first order was a blanket withdrawal issued to meet an emergency and without taking time to ascertain just where the power sites were located. Intelligent prosecution of the policy demanded that as soon as possible thereafter these sites be located and the lands not needed to protect them be restored to entry."

"As a matter of fact the withdrawals ordered by me protected 50 per cent. more power sites than were conserved by the Garfield order. The Secretary, understand, no criticism of the Garfield order. It merely shows conclusively that the Garfield order was tentative and that with any further conservation policy must have replaced with more intelligent withdrawals as soon as he could acquire the data on which to base them."

"In speaking of withdrawals because there were a number of them. My first withdrawal order was dated May 4, 1909, and the last, which included any of the lands formerly withdrawn, June 10, 1909, but each of these orders was made in the light of all existing claims, filings and entries are temporarily suspended. As a matter of fact there was not a single filing made on a power site during the interim. On the other hand, the restoration to entry of over a million acres of land not needed to protect the power sites allayed widespread discontent and thus avoided unnecessary making entries in view of the fact that we are dependent on Congress for the legislation needed to make the power sites available for settlement. It is thus obvious that it is highly important for this Department to handle the matter with tact and make as few enemies as possible. Since June 10 I have made twenty-five additional withdrawals in entirely new territory."

"Mr. Secretary, do your orders of withdrawal protect power sites within the forest reservations? Was the next question asked."

"They do not. Through the Director of the Geological Survey I offered to locate power sites on the forest reservations, but the offer was declined on the ground that the Forest Service would take care of such sites itself."

"Does the law prohibit entry on power sites within forest reservations?"

"The law does not prohibit entries on power sites anywhere," replied the Secretary. "The only obstacle to entries on power sites is the temporary order of withdrawal issued by the Secretary of the Interior pending action by Congress. The law specifically provides that lands in forest reservations valuable for minerals shall be subject to location and entry under the general mining laws."

Applejack Prospects Gloomy.

STAROPE, N. J., Nov. 7.—City folks who spend their summers in this folk of Sussex county and order their cider and applejack supply before going home will be disappointed this winter on account of the scarcity of the apple crop, which is smaller this year in old Sussex than in many years.

While some of the wealthy will get enough of the real goods to hold them over the holiday season, they will also get a hard winter hereabouts for mince pies.

### Character



### Suits and Overcoats

\$15 to \$40

## Hackett, Carhart & Co.

341 Broadway, at 13th St. 265 Broadway, near Chambers St.

The factors which establish the high character of our garments are beyond the narrow limits of a tape-string.

In the expressive tailoring which exercises the full power of head-and-hand, our suits and overcoats find their strength.

Yet never will you find our prices as high as the character of the garments, no matter whether you elect to pay fifteen or forty dollars.

### Black and White Cheviots

are very popular. We are showing a large variety. Suits to measure, \$25. Our triple-x melton, kersey and moule cloth for Overcoats, satin lined, to measure, \$25, are exceptional value.

Our combination Full Dress Suit with Tuxedo Coat, silk lined, made of imported drape, \$62.

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### Men's Shoes

The human foot is limitless in its diversity of shape.

Why not buy shoes where the largest variety of models are offered for your choice?

We carry four hundred different styles of Men's Fall Shoes in all sizes.

We have a model to fit your foot.

Prices  
\$3.50  
\$5.00  
and  
\$5.50



Every customer receives the individual attention of a competent clerk.

### POLICEMAN OUTNUMBERED.

#### Too Many Witnesses Against Bicycle Man Who Arrested the Robinson Chauffeur.

M. W. Robinson of Englewood, N. J., whose father is ex-President Roosevelt's brother-in-law, went to the Yorkville police court yesterday to look after Green Davis, his negro chauffeur, who had been arrested for speeding in Central Park.

Mr. Robinson was accompanied to court by his wife, his father and Assistant Corporation Counsel O'Brien.

The charge against the chauffeur was that he operated an automobile at the rate of twenty miles an hour. In the machine at the time besides the chauffeur were the owner, his wife and a woman friend.

When Bicycle Policeman Steinert took the prisoner to the arsenal station all the occupants of the car went in too. The prisoner's employer told Lieut. Arnett that his party had an important engagement on East Eighty-sixth street for 5:30 o'clock and asked that the chauffeur be paroled to take them there. It was then 5:15 Saturday afternoon. The lieutenant replied that he could not parole any one but must have bail.

"Will my office furniture at 15 Broad street do as security?" the prisoner's employer asked.

The lieutenant accepted that and Davis was released.

When the case came up for examination in court Mr. Robinson declared that he was sure his machine was not going at the rate of speed complained of. Mr. Robinson said she was a good judge of automobile speed and she was positive they were not making twenty miles an hour.

Assistant Corporation Counsel O'Brien suggested that the policeman might have been mistaken in estimating the speed.

"Do you appear as counsel in this case?" Magistrate Herbert asked the Assistant Corporation Counsel.

"Oh, no. Just as a friend of Mr. Robinson's was the response."

"Is it possible that you misjudged the speed?" the Court asked the policeman.

"No, your Honor. I followed the automobile from 105th to 106th street up the East Drive and kept close behind it all the way. The speedometer on my machine registered twenty miles an hour," the policeman explained.

The Assistant Corporation Counsel wanted to know why he did not cut in ahead of the automobile and stop it before it had gone four blocks. Steinert said there were other automobiles on the drive and it would not have been safe to cut in ahead.

"Your speedometer might have been out of order, officer. All these witnesses are against you and I will discharge the prisoner," announced the Magistrate.

The policeman asked the stenographer for a copy of the minutes, saying that he intended to lay the matter before the authorities at Police Headquarters. He said he had tested the speedometer on his bicycle before and after the arrest and found it to be correct.



It's like a dream come true to many a man who had thought himself an "odd size" to find we can fit him without the least trouble.

We can, about ninety-nine times out of a hundred, and the hundredth man we'll tell frankly that the economy and convenience of ready clothes are not for him.

But because you've had hard luck at ordinary clothing stores, don't imagine you're the hundredth man.

Short and stout and long and chesky—we've specially designed suits for you all.

Here's a most comfortable novelty!

Lounge suits of soft warm blanket like fabrics, loose jacket and loose trousers.

To take the place of robes for lounging around your room, at a lazy breakfast or a Sunday morning loaf.

\$25.

It makes a trump hand. A \$1.50 "Special" walking glove, which is regular \$2 value.

We not only have underwear of every good material, but take special pains to have every material in the best fitting make.

Styles may come and styles may go, but Quality goes on forever.

That's what has made our Derbies, and the Stetson Derbies, famous.

All the new E. & W. Red-Man collars the day they come out.

Helps us to collar our big collar business. Two for 25c.

A considerate shoe is our "Bunion" shoe.

Makes room for those unwelcome guests. \$4.

ROGERS PEET & COMPANY,

Three Broadway Stores, at 13th st. 34th st.

AMUSEMENTS.

IRVING PLACE THEATRE. To-night, Wed. & Thurs. Eva. 8:15. Pianquette's Operetta. 5:15. (Closely guarded by the police.)

EDEN. WORLD IN WAX. GYPSY MUSIC. CINE-GRAMOPHON. 8:15. (Closely guarded by the police.)

HAMMERSTEIN'S. Johnson-Ketchel Fight. 8:15. and Beaumont Sisters, 8:30.

NO EXTRA CHARGE FOR IT. Advertisements for THE SUN and THE EVENING SUN may be left at any American District Messenger office in the city.

### James McCreery & Co.

23rd Street 34th Street

#### SILK DEPARTMENTS. In Both Stores.

"McCreery Silks."

The latest weaves and colors now being used in Paris, London, Vienna, Berlin, Rome and Madrid.

On Monday and Tuesday, November the 8th and 9th.

Fifteen Thousand Yards of Evening Silks, including Liberty Satin, Messaline and Taffeta. Complete assortment of the latest novelty and staple colors; also white, cream and black. 55c per yard

Twelve Thousand Yards, double width, Imported Black Dress Satin and Crepe de Chine. 40 inches wide. 1.25 per yard

former price 2.00

#### DRESS GOODS DEPT'S. In Both Stores.

On Monday, November the 8th.

Sale of Imported Dress Materials, consisting of shadow stripe Prunella Cloth and Bedford Cord in a wide range of Autumn colors and black. 68c per yard

values 1.00 and 1.25

Black Diagonal Suitings in various sizes, all wool. 54 inches wide. 1.25 per yard

former prices 1.50 and 1.75

Black Broadcloth, bright finish. Sponged, shrunk and spot proof. 52 inches wide. 1.50 per yard

value 2.25

### James McCreery & Co.

23rd Street 34th Street

#### ORIENTAL RUGS. In Both Stores.

Extra quality Persian Rugs. Average size 9 x 12 ft. 175.00

former price 225.00

Shirvan, Beloochistan and Daghestan Rugs. Various sizes. 12.50 to 30.00

Anatolian Mats. 7.50 and 10.00

Carpets.

Complete stocks of Wilton, Axminster, Velvet and Body Brussels Carpets.

#### BLANKET DEPT'S. In Both Stores.

Fine White California Wool Blankets. Full size. 4.75 per pair

Extra " 5.75 and 6.75 "

Comfortables, novelty mull or Swiss tops, floral designs on white grounds, finished with extra wide silk border. Cotton filling.

Double bed size. 3.25

#### LINEN DEPARTMENTS. In Both Stores.

Satin Damask Table Cloths.

Size 2 x 2 yards. 1.85, 2.50 and 3.50

" 2 x 2 1/2 " 2.35, 3.00 " 4.50

" 2 x 3 " 2.75, 3.50 " 5.50

" 2 1/2 x 2 1/2 " 3.50, 4.50 " 5.50

Dinner Napkins to match. 2.75, 4.00 and 5.50 per doz.

Satin Damask Round Table Cloths, with scalloped edge.

Size 2 x 2 yards. 3.50, 4.50 and 5.00

" 2 1/2 x 2 1/2 yards. 4.50, 5.00 " 6.50

" 2 1/2 x 2 1/2 " 5.50, 6.50 " 8.00

Scalloped Napkins to match. 6.00, 7.50 and 10.00 per doz.

Scalloped or Hemstitched Huckaback Towels. 3.25, 3.75 and 5.50 per doz.

### James McCreery & Co.

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AMUSEMENTS.

CARNEGIE HALL. Thurs. Ev. Nov. 11, at 8:15. Gilibert

SOLOISTS. Boston Symphony Orchestra. Rachmaninoff

AMUSEMENTS.

CARNEGIE HALL. Philharmonic Society of New York

Gustav Mahler, Conductor. First Historical Concert

### Smith Gray

-Clothes-

### HAPHAZARD!

Half the secret of dressing well is in choosing one's wardrobe with taste. To buy clothes at haphazard, a suit here, an overcoat there, a hat somewhere else, just as they strike the fancy, may result in a medley.

Men with more clothes than they can use, often lack a single outfit for business wear that is in good form.

The first aid to intelligent buying is intelligent salesmanship and a well selected stock. We provide that aid.

Suits and Overcoats \$18 to \$45.

New York Fifth Ave. above 27th St. Broadway at Warren St.

Brooklyn Flatbush Ave. at Fulton St. Broadway at Bedford Ave.

#### AMUSEMENTS.

NEW YORK'S LEADING THEATRES AND SUNDRIES.

EMPIRE. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

JOHN DREW INCONSTITUT. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

KYRLE BELLEW. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

CRITERION. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

ISRAEL. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

KNICKERBOCKER. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

THE DOLLAR PRINCESS. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

LYCEUM. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

THE FAMOUS ARSENE LUPIN. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

GARRICK. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

THE HARVEST MOON. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

NEW AMSTERDAM. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

GENEE SILVER STAR. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

MABEL TALIAFERRO. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

NEW YORK. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

COHAN'S. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

HITCHCOCK. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

THE MAN. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

BROADWAY. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

GAITY. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

WINCHELL SMITH'S. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

FORTUNE HUNTER. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

JOE WEBER'S. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

THE CLIMAX. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

METROPOLITAN OPERA HOUSE. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

OTELLO. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

LA TRAVIATA. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

LA BOHEME. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

LA CIGOGNA. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

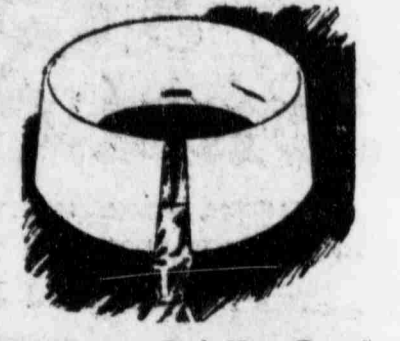
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### Strapped Seams

in the BRIARWOOD



and all other Red-Man Brand Collars make them wear longer and launder smoother than other 2-for-25-cent collars.

EARL & WILSON.

#### AMUSEMENTS.

THE NEW THEATRE. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

TO-NIGHT AT 8—OPENING OF SEASON. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

REPEATED TUES. WED. FRI. SAT. 2:15. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

THE COYOTE. 44th St. & 45th St. Evs. 8:15. Mats. Wed. & Sat. 2:15.

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